

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – AIS – Sri Krishna Kanth Patel, IPS, the then Superintendent of Police, Tirupati District – Disciplinary proceedings under Rule 8 of AIS (D&A) Rules, 1969 – Article of Charge – Orders - Issued.

GENERAL ADMINISTRATION (SC.D) DEPARTMENT

G.O. Rt. No.946

Dated:18.05.2024

Read the following:

1. From the Chief Secretary to Government, GoAP Lr. dt.16.05.2024 addressed to the Prl. Secy., Election Commission of India, New Delhi.
2. From the Prl. Secretary, Election Commission of India, New Delhi Lr. No.464/AP/SOU3/2024, dt.16.05.2024.

Order:

In the circumstances reported in the references read above, the Government have decided to initiate disciplinary proceedings against Sri Krishna Kanth Patel, IPS, the then Superintendent of Police, Tirupati District under Rule 8 of All India Services (Discipline and Appeal) Rules, 1969. The substance of misconduct and misbehavior in discharging in official duties as Superintendent of Police, Tirupathi District, the disciplinary action is proposed to be initiated in set out in the enclosed statement of Article of Charge as Annexure-1.

2. A statement of imputations failure in maintaining the law and order in Chandragiri constituency even after imposition of Section 144 Cr.PC, causing gathering of mob and incidents occurred nearby strong rooms located in the Padmavati Mahila University, Tirupathi on 13.05.2024 and 14.05.2024 in support of the articles of charge, together with the list of documents by which and the list of witnesses by whom, the articles of charge proposed to be sustained, are enclosed as Annexure-II, III and IV respectively.

3. Sri Krishna Kanth Patel, IPS, the then Superintendent of Police, Tirupati District is directed to submit his Written Statement of Defence and also state whether he desires to be heard in person, within 15 (Fifteen) days of receipt of this order.

4. Sri Krishna Kanth Patel, IPS, is informed that an inquiry will be held, only if the article of charge is not admitted and in case if it is considered necessary. He should, therefore, specifically admit or deny the Article of Charge.

5. Sri Krishna Kanth Patel, IPS, is further informed that if no written statement of defence is filed within the time specified in Para 3 above, or if he does not appear in person before the Inquiry Authority or otherwise fails or refuses to

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comply with the provisions of Rule 8 of All India Services (Discipline and Appeal) Rules, 1969 or the orders or directions issued in pursuance of the said rules, action will be taken against him on the basis of the material available on record, on the ground that he has no explanation to offer.

6. The attention of Sri Krishna Kanth Patel, IPS, is invited to Rule 18 of the All India Services (Conduct) Rules, 1968, according to which no Member of Service shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri Krishna Kanth Patel, IPS, is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 18 of the All India Service (Conduct) Rules, 1968.

7. This order is sent to Sri Krishna Kanth Patel, IPS, in duplicate. He is directed to acknowledge the receipt with date on the duplicate copy and return the same to the Government immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K. S. JAWAHAR REDDY
CHIEF SECRETARY TO GOVERNMENT

To

Sri Krishna Kanth Patel, IPS, the then Superintendent of Police, Tirupati District through the DGP (HoPF), AP, Mangalagiri (with a request to serve copy to the MoS and furnish the acknowledgement copy to the Govt., for record purpose)

The DGP (HoPF), A.P., Mangalagiri

Copy to:

The Secretary to Government of India, Department of Personnel & Training, North Block, Lodhi Road, New Delhi - 110001

The General Administration (SC.E/ SC.C) Department
SF (2435774)

//FORWARDED::BY ORDER//


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ANNEXURE - 1

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI KRISHNA KANTH PATEL, IPS, THE THEN SUPERINTENDENT OF POLICE, TIRUPATI DISTRICT

Article of Charge:

Sri Krishna Kanth Patel, IPS, the then Superintendent of Police, Tirupati District, while he was working as Superintendent of Police, Tirupati failed to control Law and Order situation on 13-05-2024 and 14-05-2024. In spite of registering the case earlier to poll date in C.No.67/2024 of SUV Campus PS and volatile situation prevailing in Tirupati town, he has not taken any further legal action against the accused and also not taken any preventive measures to avert further clashes. Due to which on the day of polling incidents of violence occurred wherein vehicle of one contesting candidate of a political party was burnt by persons of rival party in one village and also certain persons sustained severe to moderate injuries. On 14.05.2024 another incident of violence by way of retaliation took place in Tirupati Town involving opening of fire by gunman of other contesting candidate of a political party. Further, it led gathering large mobs belonging to rival political parties in front of gate of Padmavathi Mahila University where stone pelting occurred from both sides despite the fact that provisions of Section 144 Cr.P.C. was in force. In spite of aware of incidents on 13.05.2024 he failed to gather intelligence information and anticipate retaliation, and failed to deploy sufficient force which led to further incidents of violence on 14-05-2024.

Thus, Sri Krishna Kanth Patel, IPS, Superintendent of Police, Tirupati, by his above mentioned acts exhibited gross dereliction of duty, misconduct and lack of devotion to his legitimate duties and acted in a manner that is unbecoming of such employee and thereby, he violated Rule 3(1), 3(2), 3(2B)(xiii) of All India Services (Conduct) Rules, 1968.

Hence, the Charge.

Dr. K. S. JAWAHAR REDDY
CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE - IISTATEMENT OF IMPUTATIONS IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI KRISHNA KANTH PATEL, IPS, THE THEN SUPERINTENDENT OF POLICE, TIRUPATI DISTRICTArticle of Charge

Sri Krishna Kanth Patel, IPS, the then Superintendent of Police, Tirupati, has been working as Superintendent of Police, Tirupati. His name is mentioned as Charged Officer hereinafter. As per the orders of the Election Commission of India, New Delhi and further information, he exhibited gross negligence of duty by allowing crowd even with Section 144 Cr.P.C. in place and MCC in force and by not taking enough measures to maintain law & order in Chandragiri Village on 13.05.2024 & 14.05.2024 i.e. on Poll day and Post Poll day.

Basis of the Charge:

Tirupati District at Chandragiri constituency has a history of poll related incidents of violence. On the day of poll, the vehicle of the contesting candidate of YSRCP was burnt by group of people belonging to rival TDP party in one of the villages. Seriously incident of violence occurred in the same village of the constituency. On 14.05.2024 afternoon, another incident of violence by way of retaliation took place in Tirupati town, district headquarter of Tirupati District. Contesting candidate of TDP was attacked by the rival group belonging to YSRCP in the district headquarter near the strong rooms located in the Padmavathi Mahila University. In the said incident, the security staff of the contesting candidate opened two rounds of fire. Immediately, there was a huge gathering of mobs belonging rival political parties in front of the gate of Padmavathi Mahila University where stone pelting occurred from both sides. In the backdrop of fierce rivalry between the contesting candidates, the police administration led by Superintendent of Police Sri. Krishna Kanth Patel, IPS should have taken precautions in terms of security of contesting candidates to avoid two incidents.

Even after imposition of Section 144, gathering of mob shows the lack of intelligence inputs and timely action on part of law enforcement agencies. Hence, it is recommended to transfer Sri. Krishna Kanth Patel, IPS, Superintendent of Police, Tirupati along with initiation of necessary disciplinary action.

Sri Krishna Kanth Patel, IPS., the then Superintendent of Police, Tirupati, by his above mentioned acts, exhibited gross negligence of duty misconduct and lack of devotion to duty and acted in a manner that is unbecoming of such employee and thereby violated Rule 3(1), 3(2), 3(2B)(xiii) of All India Services (Conduct) Rules, 1968.

Dr. K. S. JAWAHAR REDDY
CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE - III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI KRISHNA KANTH PATEL, IPS, SUPERINTENDENT OF POLICE, TIRUPATI DISTRICT ARE PROPOSED TO BE SUSTAINED

1. Report of the District Collector, Tirupati, RC No.C1/818/2024, dated 15.05.2024
2. From the Prl. Secretary, Election Commission of India, New Delhi Lr. No.464/AP/SOU3/2024, dt.16.05.2024
3. Report of the Director General of Police, Mangalagiri, A.P., vide C.No.378/G1/2024, dated 17.05.2024

Any other document/documents will be filed on behalf of prosecution during the course of oral enquiry, if found necessary.

Dr. K. S. JAWAHAR REDDY
CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE - IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE FRAMED AGAINST SRI KRISHNA KANTH PATEL, IPS, SUPERINTENDENT OF POLICE, TIRUPATI DISTRICT ARE PROPOSED TO BE SUSTAINED

NIL

Dr. K. S. JAWAHAR REDDY
CHIEF SECRETARY TO GOVERNMENT

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